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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bill was introduced in Lok Sabha on dated 12th May, 2000.

BILL No. 92 OF 2000

A Bill further to amend the Salary, Allowances and Pension of Members of Parliament Act, 1954.

BE it enacted by Parliament in the Fifty-first Year of the Republic of India as follows:—

1. (1) This Act may be called the Salary, Allowances and Pension of Members of Parliament (Amendment) Act, 2000.

Short title and commencement.

(2) Save as otherwise provided in this Act, it shall come into force at once.

30 of 1954.

2. In the Salary, Allowances and Pension of Members of Parliament Act, 1954 (hereinafter referred to as the principal Act), in section 4,—

Amendment of section 4.

(a) in sub-section (1), in clause (c), in sub-clause (ii), for the first proviso, the following proviso shall be substituted, namely:—

“Provided that where the spouse of a member, if any, performs such journey or part thereof by road twice in a budget session of Parliament and once during every other session of Parliament unaccompanied by such Member in respect of which such spouse has been allowed to travel by rail

or air or partly by air and partly by rail from the usual place of residence of the Member to Delhi and back under sub-section (2) of section 6B, the road mileage prescribed under this sub-clause shall be allowed to such Member for such journey or part thereof.”;

(b) in sub-section (2), the following provisos shall be inserted at the end, namely:—

“Provided that the total amount of travelling allowance drawn by such Member for the entire journey shall not exceed the amount which would have been admissible to him had he performed such journey by rail or by steamer, as the case may be:

Provided further that the first proviso shall be applicable to such journey only where the places of the journey are connected by express, mail or superfast train.”.

Amendment of
section 6B.

3. In section 6B of the principal Act,—

(a) section 6B shall be renumbered as sub-section (1) thereof, and in sub-section (1) as so renumbered, after clause (ii), the following proviso shall be inserted, namely:—

“Provided that where a Member has no spouse, such Member may be accompanied by any person in place of the spouse, and notwithstanding anything contained in clause (i), the person so accompanying shall be entitled to every facility available to the spouse.”;

(b) after sub-section (1), the following sub-section shall be inserted, namely:—

“(2) Notwithstanding anything contained in clause (ii) of sub-section (1), the spouse of a Member shall be entitled to travel by railway in first class air-conditioned or executive class in any train or by air or partly by rail and partly by air from the usual place of the residence of the Member to Delhi and back once during every session and twice in budget session of Parliament subject to the condition that total number of each such journey either to Delhi or back shall not exceed eight in a year:

Provided that where any such journey or part thereof is performed by air from any place other than usual place of residence of the Member to Delhi and back, then, such spouse shall be entitled to an amount equal to the fare by air for such journey or part thereof, as the case may be, or to the amount equal to the journey performed by air from the usual place of residence of the Member to Delhi and back, whichever is less.”.

Substitution of
new section for
section 6D.

Special facilities
to blind and
physically inca-
pacitated Mem-
bers.

4. For section 6D of the principal Act, the following section shall be substituted, namely:—

“6D. A Member who is blind or who is, in the opinion of the Chairman of the Council of States or, as the case may be, the Speaker of the House of the People, so incapacitated physically as to require the facility of an attendant shall, with respect to each such journey—

(i) by air as is referred to in clause (b) of sub-section (1) of section 4 or clause (b) of sub-section (1) or sub-section (2) of section 5 or section 6C which he performs along with an attendant be entitled (in addition to the allowances which he is entitled under section 4 or section 5 or, as the case may be, section 6C) to an amount equal to one fare by air for such journey;

(ii) by rail as is referred to in section 4, section 5, section 6 or section 6B be allowed the facility of one free railway pass for an attendant, to attend such Member, in the same class in which such Member travels in lieu of one

free air-conditioned two-tier class railway pass under clause (i) of sub-section (1) of section 6B.”.

5. In section 8 of the principal Act, the following provisos shall be inserted and shall be deemed to have been inserted at the end with effect from the 26th day of April, 1999, namely:—

Amendment of
section 8.

43 of 1951.

“Provided that where the House of the People is sooner dissolved before completing five years from the date appointed for its first meeting, the Member of such House may be allowed without payment, to such extent of the quota of free telephone calls or free units of electricity or free units in kilolitres of water, available to him for a year in which such dissolution of such House takes place, as remains unutilised on the date of such dissolution, to avail during the period commencing on and from the date of such dissolution and ending on the date immediately preceding the date on which the notification under section 73 of the Representation of the People Act, 1951 has been issued for the constitution of subsequent House of the People subject to the condition that such Member shall be liable to pay for any telephone calls, in excess of the calls so allowed to be made during such period on the telephone provided to him by the Government for such purpose, and units of electricity or kilolitres of water consumed in excess of the free electricity or kilolitres of water allowed:

Provided further that where the Member referred to in the first proviso becomes Member of the subsequent House of the People as referred to be constituted in that proviso, then, he shall be entitled for the adjustment of the excess telephone calls, units of electricity, kilolitres of water for the payment of which he is liable under the first proviso against the quota of free telephone calls, units of electricity and kilolitres of water for which he is entitled during the first year of the duration of such subsequent House of the People.”.

STATEMENT OF OBJECTS AND REASONS

The Joint Committee on Salaries and Allowances of Members of Parliament have from time to time, made several recommendations for enhancing facilities to the Members of Parliament. Separately, a decision was taken to allow the former Members of the 12th Lok Sabha to utilize the balance of one lakh free local calls which had become available to them in a year during the period from the dissolution of the 12th Lok Sabha on 26th April, 1999 to 10th October, 1999, the date on which 13th Lok Sabha was constituted. This facility is proposed to be extended in future also, whenever, the Lok Sabha is prematurely dissolved. After considering the recommendations of the Joint Committee and also the other requests received from the Members of Parliament for enhancing the existing facilities, it has been proposed in the Bill to extend the following facilities to the Members of Parliament, namely:—

(i) the spouse of a Member may be allowed to travel alone either by rail in AC first class or executive class or by air or partly by rail and partly by air from the usual place of residence of the Member to Delhi and back once during every session and twice in the budget session resulting in eight such single journeys in all in a year;

(ii) a Member having no spouse may be allowed to take with him any other person in place of the spouse in first class AC or executive class during rail travel and this will be in addition to the companion already allowed in AC-II tier;

(iii) the road mileage admissible to a Member of Parliament for travel between places connected by rail or steamer will be restricted to the mileage allowance otherwise admissible for travel by rail or steamer and such road mileage may be allowed between places not connected by express or mail or superfast trains;

(iv) a Member may be paid road mileage in respect of journeys undertaken by him or her spouse, without being accompanied by such Member from the usual place of residence of the Member of Parliament to the nearest airport, railway station or port and back eight times in all in a year in respect of the journeys referred to in (i) above;

(v) a blind and a physically incapacitated Member may be allowed the facility of taking an attendant in rail travel in the same class in which he travels in lieu of the facility of a companion in AC-II tier;

(vi) the Members of the prematurely dissolved Lok Sabha may be allowed to avail of the unutilised quota of one lakh free local telephone calls, 25,000 units of electricity and 2,000 kiloliters of water available to them in a year during the period from the date of dissolution till the constitution of the new Lok Sabha. A Member re-elected to the new Lok Sabha may be allowed the adjustment of the excess telephone calls, units of electricity and water after availing the above unutilised quota against the quota of free telephone calls, free units of electricity and water which become available to him or her for one year from the date of the constitution of the new Lok Sabha. This will be effective from 26th April, 1999, *i.e.*, the date of dissolution of the 12th Lok Sabha.

2. The Bill seeks to achieve the above objects.

FINANCIAL MEMORANDUM

Clauses 2, 3, 4 and 5 of the Bill seek to amend sections 4, 6B, 6D and 8 respectively, of the Salary, Allowances and Pension of Members of Parliament Act, 1954 and these have financial implications.

2. Of the proposed provisions, those enabling the spouses of the Members to avail of eight single journeys in a year alone either by rail or by air from usual places of residences of the Members to Delhi and back, restricting the unlimited air journeys between the said places, and restricting the road mileage admissible to Members of Parliament to only when the places are not connected by mail/express/superfast trains, and providing for road mileage for eight journeys of the spouses performed, unaccompanied by Members of Parliament, from the usual places of residences of the Members to railway station, aerodrome or port, will all result in saving of financial expenditure but in the absence of actual figures/information it is not possible to indicate the extent of saving. The other proposed provisions allowing the Members of Parliament, having no spouses, to take with them any other person in place of spouse in the entitled class during rail travel in addition to the companion in AC-II tier, and permitting the blind and physically incapacitated Member(s) the facility of attendant in the same class in which they travel by rail, in lieu of the companion in AC-II tier, would involve some expenditure which is also not possible to indicate. Besides the above, the proposed facility to the former Members of the dissolved Lok Sabha to utilise their unutilised quota of free local telephone calls of one lakh, such telephone calls, admissible to them in a year from the date of dissolution till the constitution of new Lok Sabha would involve a non-recurring expenditure of Rs. 1.5 crores approximately. The proposed facility to former Members of the dissolved Lok Sabha to utilise their unutilised quota of free 25,000 units of electricity and free 2,000 kiloliters of water admissible to them in a year from the date of dissolution of 12th Lok Sabha till constitution of new Lok Sabha would also involve some non-recurring expenditure which is not possible to indicate.

3. In addition to above, the facilities of allowing a third telephone to the Members with additional 50,000 free local calls in a year for internet connectivity purposes, and providing a sum of Rs. 1,000 per month for franking of their letters in addition to Rs. 2,500 per month already admissible for meeting the expenses on postage, stationery, etc., which would involve annual recurring expenditure approximately of Rs. 5,53,00,000 and Rs. 87,60,000 respectively, are also being extended to the Members of Parliament by way of amendment of the relevant Rules made under the Salary, Allowances and Pension of Members of Parliament Act, 1954.

4. The provisions of the Bill do not involve any other recurring or non-recurring expenditure.

G. C. MALHOTRA,
Secretary-General.

